

STATE OF SOUTH CAROLINA

(Caption of Case)

Combined Application of South Carolina Electric & Gas Company for a Certificate of Environmental Compatibility and Public Convenience and Necessity and for a Base Load Review Order for the Construction and Operation of a Nuclear Facility at Jenkinsville SC

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2008 - 196 - E

193859  
COPY  
D. Duke  
SA  
7-15-08  
9:30

(Please type or print)

Submitted by: E. Wade Mullins, III  
Bruner Powell Robbins Wall & Mullins  
Address: 1735 St Julian Place, Suite 200  
Columbia, SC 29204

SC Bar Number: 3525  
Telephone: 803-252-7693  
Fax: 1-888-465-801  
Other:  
Email: wmullins@bprwm.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☒ Request for item to be placed on Commission's Agenda expeditiously

☐ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)			
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request	
<input checked="" type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification	
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation	
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement	
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment	
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter	
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response	
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery	
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition	
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation	
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena	
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff	
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:	
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest		
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit		
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report		

# BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC

ATTORNEYS AND COUNSELORS AT LAW  
1735 ST. JULIAN PLACE, SUITE 200  
POST OFFICE BOX 61110  
COLUMBIA, SOUTH CAROLINA 29260-1110  
TELEPHONE (803) 252-7693  
FAX (888) 465-8015  
[WWW.BPRWM.COM](http://WWW.BPRWM.COM)

JAMES L. BRUNER, P.A.  
WARREN C. POWELL, JR., P.A.\*  
RONALD E. ROBBINS, P.A.  
HENRY P. WALL, P.A.  
E. WADE MULLINS, III, P.A.

BRIAN P. ROBINSON, P.A.  
WESLEY D. PEEL, P.A.  
JOEY R. FLOYD, P.A.  
WILLIAM D. BRITT, JR., P.A.

AUTHOR'S E-MAIL: [WMULLINS@bprwm.com](mailto:WMULLINS@bprwm.com)

\* Also Admitted in District of Columbia

July 24, 2007

## VIA HAND DELIVERY

The Honorable Charles L.A. Terreni  
Chief Clerk/Administrator  
Public Service Commission of South Carolina  
101 Executive Center Drive, Suite 100  
Columbia, South Carolina 29210

RECEIVED  
2008 JUL 14 PM 6:30  
SC PUBLIC SERVICE  
COMMISSION

RE: CMC Steel – South Carolina  
Combined Application of South Carolina Electric & Gas Company for a  
Certificate of Environmental Compatibility and Public Convenience and  
Necessity and for a Base Load Review Order for the Construction and Operation  
of a Nuclear Facility at Jenkinsville, South Carolina  
**Docket No. 2008-196-E**  
**Our File No.: 7-1719-102**

Dear Mr. Terreni:

Enclosed for filing please find the original and ten (10) copies of the Motion for Admission Pro Hac Vice in the above referenced matter. I have also enclosed an extra copy of the Motion and would appreciate you file stamping the extra copy and returning it to me via courier. By copy of this letter, I am serving all parties of record. If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Sincerely,



E. Wade Mullins, III

EWM/rdd  
Enclosures

cc: Belton T. Zeigler, Esquire (w/enc.)  
Nannette S. Edwards, Esquire (w/enc.)  
Mitchell Willoughby, Esquire (w/enc.)  
Leslie MinerD (w/enc.)  
Damon E. Xenopoulos, Esquire

K. Chad Burgess, Esquire (w/enc.)  
Shannon Bowyer Hudson, Esquire (w/enc.)  
Scott Elliott, Esquire (w/enc.)  
Mildred A. McKinley (w/enc.)

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

Docket No. 2008-196-E

RECEIVED  
2008 JUL 14 PM 1:30  
SC PUBLIC SERVICE  
COMMISSION

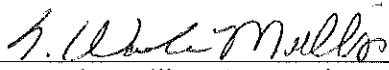
In RE:

Combined Application of South Carolina  
Electric & Gas Company for a  
Certificate of Environmental  
Compatibility and Public Convenience  
and Necessity and for a Base Load  
Review Order for the Construction and  
Operation of a Nuclear Facility at  
Jenkinsville, South Carolina

MOTION  
FOR  
ADMISSION PRO HAC VICE

CMC Steel – South Carolina (“CMC”) respectfully moves the Public Service Commission of South Carolina (“Commission”) to permit Damon E. Xenopoulos to practice Pro Hac Vice before the Commission in the above-referenced matter. Pursuant to Rule 404 of the South Carolina Appellate Court Rules, Mr. Xenopoulos, together with the undersigned counsel of record, have filed an Application for Admission Pro Hac Vice with the South Carolina Supreme Court. A file stamped copy of that application along with a certificate of service indicating that the application has been filed with the Supreme Court is attached as Exhibit 1.

Respectfully submitted the 14<sup>th</sup> day of July, 2008.

  
E. Wade Mullins, III, Esquire  
Joey R. Floyd, Esquire  
Bruner, Powell, Robbins, Wall & Mullins, LLC  
Post Office Box 61110  
Columbia, SC 29260  
(803) 252-7693  
*Attorneys for CMC Steel-South Carolina*

BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC

ATTORNEYS AND COUNSELORS AT LAW

1735 ST. JULIAN PLACE, SUITE 200

POST OFFICE BOX 61110

COLUMBIA, SOUTH CAROLINA 29260-1110

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WILLIAM D. BRITT, JR., P.A.

AUTHOR'S E-MAIL: [WMULLINS@bprwm.com](mailto:WMULLINS@bprwm.com)

\* Also Admitted in District of Columbia

July 14, 2008

**VIA HAND DELIVERY**

South Carolina Supreme Court  
Office of Bar Admissions  
1231 Gervais Street  
Columbia, South Carolina 29201

RECEIVED

JUL 14 2008

S.C. SUPREME COURT

RE: CMC Steel – South Carolina  
Combined Application of South Carolina Electric & Gas Company for a  
Certificate of Environmental Compatibility and Public Convenience and  
Necessity and for a Base Load Review Order for the Construction and Operation  
of a Nuclear Facility at Jenkinsville, South Carolina  
**Public Service Commission of South Carolina Docket No. 2008-196-E**  
**Our File No.: 7-1719-102**

To Whom It May Concern:

Pursuant to Rule 404 of the South Carolina Appellate Court Rules, enclosed for filing please find a Verified Application for Admission Pro Hac Vice along with the filing fee in the amount of \$250.00. I would appreciate you file stamping the copies provided as proof of filing and returning them to me via my courier. If you have any questions relating to the enclosed please do not hesitate to contact me.

With my kindest regards, I am

Sincerely yours,



E. Wade Mullins, III

EWM/rdd

Enclosures

cc: Counsel of Record  
Damon E. Xenopoulos, Esquire

**BEFORE THE  
PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**

In RE: )  
)  
Combined Application of South Carolina )  
Electric & Gas Company for a )  
Certificate of Environmental )  
Compatibility and Public Convenience )  
and Necessity and for a Base Load )  
Review Order for the Construction and )  
Operation of a Nuclear Facility at )  
Jenkinsville, South Carolina )

Docket No. 2008-196-E

**RECEIVED**

JUL 14 2008

**VERIFIED APPLICATION FOR ADMISSION  
PRO HAC VICE**

**S.C. SUPREME COURT**

Comes now Damon Xenopoulos, applicant herein, and respectfully represents the following:

1. Applicant resides at  
5028 Warren Street, NW  
Street Address  
Washington, DC, 20016  
City County State Zip Code  
202-271-1624  
Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Brickfield, Burchette, Ritts & Stone, PC, with offices at 1025 Thomas Jefferson St., NW, Eighth Floor, West Tower, Washington DC 20007.

Telephone: 202/342-0800  
Fax Number: 202/342-0807.

3. Applicant has been retained personally or as a member of the above named law firm by CMC Steel – South Carolina to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since October 4<sup>th</sup> of 1993, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia or the State of \_\_\_\_\_ where applicant regularly practices law. Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

<u>Court:</u>	<u>Date Admitted:</u>
• Appellate Division of the Supreme Court of the State of New York First Judicial Department	February 1, 1988
• Supreme Court of California	June 6, 1989
• United States Court of Appeals for the Ninth Circuit	June 22, 1989
• United States Court of Appeals for the Federal Circuit	May 24, 1990
• United States Court of International Trade	February 7, 1991
• District of Columbia Court of Appeals	October 4, 1993

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not Applicable (California bar membership is inactive at Applicant's election.)

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not Applicable

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not Applicable

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not Applicable

9. Local counsel of record associated with applicant in this case is E. Wade Mullins, III and Joey R. Floyd, of Bruner, Powell, Robbins, Wall & Mullins, LLC, 1735 St. Julian Place, Suite 200, Columbia, SC 29260-1110.

If applicable list all other firms/attorneys you are associated with in this matter

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Applicant filed an application to appear *pro hac vice* in the following proceeding before the Public Service Commission:

Name: Case No. 2006-2-E  
South Carolina Electric & Gas Company  
Annual Review of Base Rates for Fuel Costs  
Status: Settlement approved by Commission  
Application: January 12, 2006 and granted by Commission Order  
Local Counsel: E. Wade Mullins, III

Name: Case No. 2007-229-E  
Application of South Carolina Electric & Gas Company for Adjustments  
and Increases in the Company's Electric Rate Schedules and Tariffs  
Status: Settlement approved by Commission  
Application: June 15, 2007 and granted by Commission Order  
Local Counsel: E. Wade Mullins, III

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 10<sup>th</sup> day of July, 2008.

  
\_\_\_\_\_  
APPLICANT

#### VERIFICATION

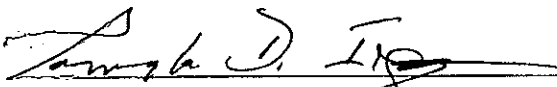
District of Columbia

)

I, Damon Xenopoulos, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

  
APPLICANT/AFFIANT

Subscribed and sworn to before me this 10<sup>th</sup> day of July, 2008.

  
Notary Public for the State of DISTRICT OF COLUMBIA  
My Commission Expires: 6/30/09

**LOCAL COUNSEL CONSENT**

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 14<sup>th</sup> day of July, 2008.

  
LOCAL COUNSEL OF RECORD



### CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court via hand delivery to the South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 14<sup>th</sup> day of July, 2008.

S. Wade Mulkey

---



District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia  
Court of Appeals, do hereby certify that

DAMON E. XENOPOULOS

---

was on the 4<sup>TH</sup> day of OCTOBER, 1993  
duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have  
hereunto subscribed my name  
and affixed the seal of this  
Court at the City of  
Washington, D.C., on July 8,  
2008.

GARLAND PINKSTON, JR., CLERK

By: M. Charles  
Deputy Clerk

CHECK

DATE	DESCRIPTION	INVOICE #	AMOUNT	DEDUCTION	NET AMOUNT
07/14/08	S.C. SUPREME COURT FEE FOR VERIFIED APPLICATION FOR ADMISSION PRO HAC VICE	7-1719-102	250.00		250.00

CHECK DATE	CONTROL NUMBER	TOTALS	Gross:	Ded:	Net:
07/14/08	27408		250.00	0.00	250.00

PLEASE DETACH THIS REMITTANCE ADVICE BEFORE DEPOSITING CHECK

BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC  
A PROFESSIONAL LIMITED LIABILITY COMPANY  
ATTORNEYS AT LAW  
P.O. BOX 61110 803/252-7693  
COLUMBIA, SC 29260-1110

CAROLINA FIRST  
COLUMBIA, SC 29201  
67-219-539

CHECK NO. 27408

DATE

CHECK

AMOUNT

07/14/08

\*\*\*\*\$250.00

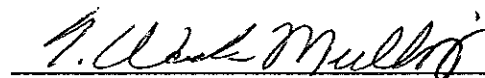
PAY

\*\*\* TWO HUNDRED FIFTY &amp; 00/100 DOLLARS

TO THE  
ORDER

OF: S.C. SUPREME COURT  
P.O. BOX 11330  
COLUMBIA, SC 29211

GENERAL ACCOUNT



⑈027408⑈ ⑈053902197⑈7100178305⑈

**BEFORE THE  
SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

**Docket No. 2008-196-E**

RECEIVED  
2008 JUL 14 PM 4:30  
SC PUBLIC SERVICE  
COMMISSION

**In RE:** )  
 )  
**South Carolina Electric & Gas Company** )  
**– Combined Application for Certificate** ) **CERTIFICATE OF SERVICE**  
**of Environmental Compatibility and** )  
**Public Convenience and Necessity and** )  
**for a Base Load Review Order** )

This is to certify that I have caused to be served this day ten (10) copies of the **Motion**  
**for Admission Pro Hac Vice** via hand delivery to the persons named below at the addresses set  
forth below:

K. Chad Burgess, Esquire  
Catherine D. Taylor, Esquire  
SCE&G Company  
1426 Main Street, M/C130  
Columbia, SC 29201

Nannette S. Edwards, Esquire  
Shannon Bowyer Hudson, Esquire  
Office of Regulatory Staff  
1441 Main Street, Suite 300  
Columbia, SC 29201

Mitchell M. Willoughby, Esquire  
Willoughby & Hoefer, PA  
930 Richland Street  
Columbia, SC 29072

Belton T. Zeigler, Esquire  
Haynsworth Sinkler & Boyd, PA  
1201 Main Street, Suite 2200  
Columbia, SC 29201

Scott Elliott, Esquire  
Elliott & Elliott, PA  
721 Olive Street  
Columbia, SC 29205

Leslie Minerd  
2716 Blossom Street  
Columbia, SC 29205

Mildred A. McKinley  
2021 Carroll Drive  
West Columbia, SC 29169



Rita D. DeCarlis  
Legal Assistant to E. Wade Mullins, III

Columbia, South Carolina  
This 14<sup>th</sup> day of July 2008